### PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

FAX RECEIVED

Art Unit: 2652

JUN 1 3 2003

TOGASHI et al.

Application No.: 09/518,729

Examiner: A. Castro

PETITIONS OFFICE

Filed: March 3, 2000

Attorney Docket No.: 107156-00001

For:

DISC CHANGER

# REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. 1,181

RECEIVED

Attn: Office of Petitions Commissioner for Patents

JUN 2.7 2003

Technology Center 2600

**BOX DAC** 

Washington, D. C. 20231

Date: October 3, 2002

Sir:

This is in response to a Decision on Petition to Withdraw Holding of
Abandonment dated August 20, 2002 (Paper No. 10). Upon further research, it has
been discovered that the Office had been advised as to the change in correspondence
address prior to the mailing of the Notice of Allowance. Applicants hereby submit a
copy of an e-mail dated May 31, 2001 from the office of the undersigned to the U.S.
Patent and Trademark Office which changes the undersigned's address for all of the
listed cases. The above-identified application is specifically listed on page 11.

Applicants respectfully submit that the Notice of Allowance was never received by Applicant's Representative even after a change of the undersigned's address had been submitted prior to the issuance of the Notice of Allowance.

In view of the evidence submitted herewith showing that the Notice of Allowance was not received by Applicant's Representative prior to the expiration of the statutory

period for the payment of the Issue Fee and that the Notice of Allowance was not mailed to the proper address of record as of May 31, 2001, it is respectfully submitted that the abandonment of the application is improper. Therefore, it is respectfully requested that the abandonment of the application be withdrawn and a new Notice of Allowance be sent to the undersigned.

In the event that any fees are due with respect to this paper, please charge our Deposit Account No. 01-2300.

Respectfully submitted, SIGNATURE ON ORIGINAL

George E. Oram, Jr. Attorney for the Applicant Registration No. 27,931

Customer No. 004372
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, NW, Suite 400
Washington, D. C. 20036-5339
Tel: (202) 857-6000

Fax: (202) 638-4810

GEO/lw

#### Enclosures:

E-mail Notification of Change of Name and Address

#### PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

FAX RECEIVED

TOGASHI et al.

Art Unit: 2652

'JUN 1 3 2003

Application No.: 09/518,729

Examiner: A. Castro

PETITIONS OFFICE

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DISC CHANGER

**REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. 1.181** 

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George E. Oram, Jr. Attorney for the Applicant Registration No. 27,931

Customer No. 004372
ARENT FOX KINTNER PLOTKIN & KAHN, PLLC
1050 Connecticut Avenue, NW, Suite 400
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Tal: 1/202) 857 6000

Tel: '(202) 857-6000 Fax: (202) 638-4810

GEO/lw

#### Enclosures:

E-mail Notification of Change of Name and Address

**FAX RECEIVED** "JUN 1 3 2003.

PETITIONS OFFICE

Attorney Docket No. 107156-00001

U.S. Patent Application No.: 09/518,729

Filed: March 3, 2000 Applicants: TOGASHI et al. Title: DISC CHANGER

Papers filed herewith on: October 3, 2002

The following papers are attached:

Request for Reconsideration Under 37 C.F.R. 1.181 Copy of email dated May 31, 2001

COMMISSIONER OF PATENTS

GEO/lw



**RECEIVED** 

JUN 2 7 2003

**Technology Center 2600** 

## **Drosos**, Margaret

From:

Drosos, Margaret

Sent:

Thursday, May 31, 2001 11:35 AM

To:

'Stacy.Fuller@USPTO.GOV'

Subject:

RE: Error Report for Customer Number 04372



JUN 1 3 2003
PETITIONS OFFICE

FAX RECEIVED

04372Cusno.xls

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Here it is. I hope I marked it appropriately so that it is clear.

RECEIVED

----Original Message----

From: Stacy.Fuller@USPTO.GOV [mailto:Stacy.Fuller@USPTO.GOV]

Sent: Wednesday, May 30, 2001 9:35 AM

To: Drososm@ARENTFOX.COM

Subject: RE: Error Report for Customer Number 04372

JUN 2 7 2003

**Technology** Center 2600

Attached is the original error report. This is a new process for all of us and we'll get it figured out eventually.

Thank you very much for your assistance and you should have access to your files in PAIR by the beginning of next week.

Thanks again, Stacy

·--Origina! Message ----

From: Fuller, Stacy

Sent: Tuesday, May 22, 2001 1:10 PM

To:

Subject:

Error Report for Customer Number 04372

I have received your spreadsheet to associate your applications/patents with your customer number, and there are just a few more questions. There are a few files that are currently going to a different address for correspondence and we just have to do a little preventative maintenance to be absolutely sure that you do, in fact, want to update these files to your customer number.

Please take a look at the attached spreadsheet, which lists the "questionable" applications. Once you have verified whether or not you wish to associate these applications/patents with your customer number, please mark them as such on the attached spreadsheet (i.e., yes/no) and email it back to me, or simply email me the list of applications/patents that you DO NOT wish to be associated with your customer number. Please DO NOT delete any applications from the spreadsheet.

If there are NO changes to be made, you can just email me back to let me know that it is ok to associated all files with your customer number.

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	NIKAIDO MARMELSTEIN MURRAY & ORAM LLP 655 15TH STREET N W WASHINGTON DC	DAVID T NIKAIDO	9448177
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	NIKAIDO MARMELSTEIN MURRAY & ORAM LLP 655 15TH STREET NW WASHINGTON DC	CHARLES M MARMELSTEIN	A.33546
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	INTELLECTUAL PROPERTY COUNSEL MAS HAMILTON GROUP INC LEXINGTON KY	RUSTAN J HILL	0157152
	MAS HAMILTON GROUP INC 805 D NEWTOWN CIRCLE LEXINGTON KY	RUSTAN J HILL	1196854
	INTELLECTUAL PROPERTY COUNSEL MAS-HAMILTON GROUP INCLEXINGTON KY	RUSTAN J HILL	148860
	FROST AND JACOBS 201 EAST FIFTH STREET CINCINNATI OH	RUSTAN J HILL	115279
	INTELLECTUAL PROPERTY COUNSEL MAS-HAMILTON GROUP INC LEXINGTON KY	RUSTAN J HILL	1145053
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	INTELECTUAL PROPERTY COUNSEL MAS HAMILTON GROUP LEXINGTON KY	RUSTAN J HILL	419542
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	METROPOLITAN SQUARE 655 15TH STREET NW WASHINGTON DC	NIKAIDO MARMELSTEIN MURRAY AND ORAM	18567720
•	METROPOLITANI SOLIABE SUITE 320 G STREET LOBBY WASHINGTON TO	NIKAIDO MARMELSTEIN MURRAY AND ORAM	18767321
	WETROPOLITAN SOLIABE SHITE 220 C STREET LONG WASHINGTON DC		18436657
	METROPOLITANI SOLIABE SEE FIFTEEN HISTREEL WASHINGTON DC		19341296
-	METROPOLITAN COLLABE SES CITTERNELL CENTER LOBBY WASHINGTON DC	NIKAIDO MARMELSTEIN MURRAY AND ORAM	10118494
	METROPOLITAN SQUARE 655 FIFTEENTH STREET WASHINGTON DC	NIKAIDO MARMELSTEIN MURRAY AND ORAM	300091916
	WE INCIPOLITIAN SQUARE SUITE 330 G STREET LOBBY WASHINGTON DC		30027647
	METROPOLITAN SQUARE SUITE 330 G STREET LOBBY WASHINGTON DC	NIKAIDO MARMEI STEIN MI IBRAY AND ORAM	30006402
•	METROPOLITAN SQUARE 655 15TH STREET NW WASHINGTON DC	Z	18859776
•	METROPOLITAN SQUARE 655 FIFTEENTH STREET WASHINGTON DC	MURRAY AND	18860743
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•	METROPOLITAN SQUARE SUITE 330-G STREET LOBBY WASHINGTON DO	AND.	18883124
	METROPOLITAN SOLIABE SUITE 330 G STORET LORDY WISOLINGTON DC	A¦ B:	18834507
	METROPOLITAN SQUARE 655 FIFTEENTH STREET NW WASHINGTON DC	<u> </u>	1819800
	METROPOLITAN SQUARE SUITE 330 G STREET LOBBY WASHINGTON DC	NIKAIDO MARMELSTEIN MIJERAY AND ORAM	18280581
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	METROPOLITAN SQUARE SUITE 330 G STREET LOBBY WASHINGTON DC	NIKAIDO MARMELSTEIN MURRAY & ORAM	J8E21654
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-	METROPOLITAN SQUARE 655 15TH STREET N W WASHINGTON DO	NIKAIDO MARMELSTEIN MURRAY & ORAM LLP	09-131228
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	METROPOLITAN SOUARE 655 15TH STREET N.W. WASHINGTON DO	NIKAIDO, MARMELSTEIN, MURRAY & ORAM	09083120
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08-107547	CTEVENS, DAVIS WILLER & MOCHEK	515 NORTH WASHINGTON STREET P. O. BOX 1427 ALEXANDRIA VA
08204394	STEVENS DAVIS MILLER & MOSHER	SIS NOOTH WASHINGTON SI. P. O. BOX 1427 ALEXANDRÍA VA
08032845	STEVENS, DAVIS, MILLER & MOSHER	1515 N. WASHINGTON ST. P.O. BOX 1427 ALEXANDRIA VA
08002850	STEVENS, DAVIS, MILLER & MOSHER	515 NORTH WASHINGTON STREET P.O. BOX 1427 ALEXANDRIA VA
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N Tosas	WENUY W. KOBA, ESQ.	POST OFFICE BOX 556 SPRINGTOWN PA

## Drosos, Margaret

From:

Drosos, Margaret

Sent:

Tuesday, May 29, 2001 2:45 PM

To:

'Stacy.Fuller@USPTO.GOV'

Subject:

RE: Error Report for Customer Number 04372

OK Sorry for the error.

----Original Message----

From: Stacy.Fuller@USPTO.GOV [mailto:Stacy.Fuller@USPTO.GOV]

Sent: Tuesday, May 29, 2001 2:18 PM

To: DrososM@ARENTFOX.COM

Subject: RE: Error Report for Customer Number 04372

Thank you for your response. Unfortunately we asked that you email me the list of applications/patents that you DO NOT wish to be associated with your customer number and that you not delete any applications from the spreadsheet. I have to go to your original spreadsheet and remove the applications that you do not wish to be associated. Please resend the error report with these applications clearly noted.

DrososM@ARENTFOX.COM [SMTP:DrososM@ARENTFOX.COM]

Thank you for your assistance.

> ----Original Message----

#### Stacy

> From: > Sent:

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Tuesday, May 29, 2001 2:15 PM
> To: Stacy.Fuller@USPTO.GOV
> Subject: RE: Error Report for Customer Number 04372
> I have edited your error report so as to only included those applications
> for Nikaido, Marmelstein, Murray & Oram. This firm at Metropolitan Square
> merged with Arent Fox at the 1050 Connecticut Ave. address last year.
> Thank
> you for your attention to this. We have had several PTO papers returned
> to
> the PTO by Post Office, even though we have a current change of address on
> file.
> Margaret P. Drosos
> Director of IP Administration
> Arent Fox Kintner Plotkin & Kahn, PLLC
> 202 857-6463
> Drososm@arentfox.com
> ----Original Message----
> From: Stacy.Fuller@USPTO.GOV [mailto:Stacy.Fuller@USPTO.GOV]
> Sent: Tuesday, May 22, 2001 1:10 PM
> To: DrososM@ARENTFOX.COM
> Subject: Error Report for Customer Number 04372
> I have received your spreadsheet to associate your applications/patents
> with
> your customer number, and there are just a few more questions.
> few files that are currently going to a different address for
> correspondence
> and we just have to do a little preventative maintenance to be absolutely
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NO. 8088

No. 8088

No. 8088

number.

Please take a look at the attached spreadsheet, which lists the "questionable" applications. Once you have verified whether or not you to associate these applications/patents with your customer number, please back to me, or simply email me the list of applications/patents that you NOT wish to be associated with your customer number. Please DO NOT wish to be associated with your customer number. Please DO NOT delete any applications from the spreadsheet.

If there are NO changes to be made, you can just email me back to let me know that it is ok to associated all files with your customer number.

<a href="https://www.no.english.com/">www.no.english.com/</a> any applications from the spreadsheet.

<a href="https://www.no.english.com/">www.no.english.com/</a> any ap
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P. 34

# Drosos, Margaret

From:

Stacy.Fuller@USPTO.GOV

Sent: To;

Tuesday, May 22, 2001 1:10 PM DrososM@ARENTFOX.COM

Subject:

Error Report for Customer Number 04372



04372Cusno\_Error( 1).xfs

I have received your spreadsheet to associate your applications/patents with your customer number, and there are just a few more questions. There are a few files that are currently going to a different address for correspondence and we just have to do a little preventative maintenance to be absolutely sure that you do, in fact, want to update these files to your customer

Please take a look at the attached spreadsheet, which lists the "questionable" applications. Once you have verified whether or not you wish to associate these applications/patents with your customer number, please mark them as such on the attached spreadsheet (i.e., yes/no) and email it back to me, or simply email me the list of applications/patents that you DO wish to be associated with your customer number. Please DO NOT delete any applications from the spreadsheet.

If there are NO changes to be made, you can just email me back to let me know that it is ok to associated all files with your customer number.

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NIKAIDO MARMELSTEIN MURRAY & ORAM 655 FIFTEENTH STREET NW WASHINGTON UC	Metropolitan Square Suite 330 G Street Lobby Washington DC	METROPOLITAN SQUARE, N.W. WASHINGTON DC	METROPOLITAN SQUARE 655 15TH STREET, N.W. WASHINGTON DC	METROPOLITAN SQUARE 655 FIFTEENTH STREET, N.W. WASHINGTON DC	METROPOLITAN SQUARE 655 (5TH STREET N.W. WASHINGTON DC	METROPOLITAN SQUARE 655 15TH STREET, N.W. WASHINGTON DC	METROPOLITAN SQUARE 655 15TH STREET, N.W. WASHINGTON DC	Metropolitan Square Suite 330 G Street Lobby Washington DC	METROPOLITAN SQUARE 655 FIFTEENTH STREET NW WASHINGTON DC	METROPOLITAN SQUARE 655 15TH STREET NW WASHINGTON DC	METROPOLITAN SQUARE 655 FIFTEENTH STREET NW WASHINGTON DC	

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1549

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## Comments:

Attached is a copy of the Request for Reconsideration under 37 CFR 1.181 together with a copy of the stamped post card.

We would appreciate a decision as soon as possible since the client wants to file two divisional applications from this parent case. Thank you.

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